



41

1636

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the Application of:

SAVERIO CARL FALCO ET. AL.

CASE NO.: BB1067 US CNT

APPLICATION NO.: 09/989,339

GROUP ART UNIT: 1636

FILED: JANUARY 28, 2002

EXAMINER: PHUONG T. BUI

FOR: PLANT METHIONINE SYNTHASE GENE AND METHODS FOR  
INCREASING THE METHIONINE CONTENT OF THE SEEDS OF  
PLANTS

RESPONSE TO RESTRICTION REQUIREMENT

RECEIVED

OCT 02 2003

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

TECH CENTER 1600/2900

Sir:

This is in response to the Office Action of August 26, 2003, and before examination on the merits, please consider the following remarks:

**REMARKS**

Applicants hereby provisionally elect the subject matter of Group I, claims 14-25, 29, and 31-33, without traverse, for further prosecution in the instant application subject to Applicants' right to pursue the non-elected subject matter in a divisional application or applications pursuant to 35 USC §121.

In view of the foregoing amendments and remarks, it is respectfully submitted that this case is in form for allowance which allowance is respectfully requested.

Please charge any fees associated with the filing of this response or credit any overpayment to Deposit Account 04-1928 (E. I. du Pont de Nemours and Company).

Respectfully submitted,

*Lynne M. Christenbury*

Lynne M. Christenbury

Attorney For Applicants

Registration No. 30,971

Telephone: 302-992-5481

Facsimile: 302-892-1026

Dated: Sept. 26, 2003



Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

## Certificate of Mailing under 37 CFR 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to:

Commissioner of Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

on September 26, 2003  
Date

**RECEIVED**

OCT 02 2003

TECH CENTER 1600/2900

Lisa Z. Turner  
Signature

LISA Z. TURNER

Type or printed name of person signing Certificate

Note: Each paper must have its own certificate of mailing, or this certificate must identify each submitted paper.

09/898339  
BB1067 US CNT

POSTCARD

RESPONSE TO RESTRICTION REQUIREMENT